

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

Patricia Gutierrez

Plaintiff,

v.

ANDREW SAUL, Commissioner of Social
Security,

Defendant.

CASE NUMBER: 1:21-cv-00181-DAD-GSA

**ORDER WITHDRAWING FINDINGS
AND RECOMMENDATIONS;
TERMINATING AS MOOT
APPLICATIONS TO PROCEED IN
FORMA PAUPERIS; AND DIRECTING
CLERK OF COURT TO ISSUE
SUMMONS AND NEW CASE
DOCUMENTS**

(Docs. 2, 4)

On February 12, 2021 Plaintiff filed a complaint in this Court and applied to proceed without prepayment of fees (*in forma pauperis*) pursuant to 28 U.S.C. § 1915. Docs. 1–2. On February 17, 2021, the Court issued findings and recommendations to deny the application. Doc. 4. On February 23, 2021, Plaintiff paid the filing fee.

Accordingly, it is HEREBY ORDERED that:

1. The findings and recommendations (Doc. 4) are withdrawn as moot;
2. Plaintiff's motion to proceed *in forma pauperis* (Doc. 2) is terminated as moot;
3. The Clerk of Court is directed to issue summons and new case documents, including a Scheduling Order (Social Security Appeal), Order Re Consent or Request for Reassignment, and notice and form of consent to proceed before a magistrate judge;

1 4. Plaintiff shall serve the summons, complaint, notice and form of consent to proceed before a
2 magistrate judge, a copy of the Scheduling Order, and a copy of this order on the Commissioner
3 and file proof of service with the Court

4 5. The Court will enter the stay pursuant to general order 615 after the summons is issued.
5

6 IT IS SO ORDERED.
7

8 Dated: February 25, 2021

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE